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Election

Patent Docket P1101R2D1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of  Adams et al.  Serial No.: 10/052,798  Filed: November 2, 2001  For: Apo-2 Receptor	Group Art Unit: 1646  Examiner: E. O'Hara  Conf. No. 4012  <div style="text-align: center;"><small>CERTIFICATE OF EXPRESS MAILING</small> <small>Express Mail Label No.: EV 351926644 US</small> <small>I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated below and is addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450".</small>  July <u>17</u>, 2003   Diane L. Marschang</div>
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RESPONSE TO RESTRICTION/ELECTION REQUIREMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Sir:

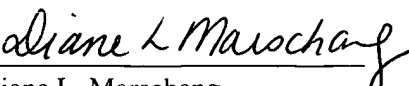
In the office communication dated March 24, 2003, the Examiner issued an election of species requirement under 35 USC 121. Specifically, the Examiner asserts that the application contains claims directed to the following patentably distinct species: monoclonal antibodies 3F11.39.7 (hybridoma HB-12456); 16E2; 20E6; and 24C4.

Applicants hereby elect to prosecute claims directed to the species identified by the Examiner as 16E2. It is believed that pending claims 59-62, 65-74, 76, 79-88, 90, and 93-97 are readable thereon.

Respectfully submitted,

GENENTECH, INC.

Date: July 17, 2003

By: 

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